

Please type a plus sign (+) inside this box → ☐

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

| | |
|------------------------|-----------------|
| Application Number | 10/091,744 |
| Filing Date | March 5, 2002 |
| First Named Inventor | Holman, Andrew |
| Group Art Unit | 1614 |
| Examiner Name | Unassigned |
| Attorney Docket Number | 020862-000110US |

Total Number of Pages in This Submission

1

ENCLOSURES (check all that apply)☐ Free Transmittal Form☐ Fee Attached☐ Amendment / Response☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/
Incomplete Application☒ Response to Missing
Parts under 37 CFR
1.52 or 1.53☐ Assignment Papers
(for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition Routing Slip (PTO/SB/69)
and Accompanying Petition☐ Petition to Convert to a
Provisional Application☐ Power of Attorney, Revocation
Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s)☐ After Allowance Communication to
Group☐ Appeal Communication to Board of
Appeals and Interferences☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s)
(please identify below):Copy of Notice to File Missing Parts;
Declaration and Power of Attorney; Return
Postcard

Remarks

The Commissioner is authorized to charge any additional fees to
Deposit Account 20-1430.**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm
and
Individual nameTownsend and Townsend and Crew LLP
Mark G. Sandbaken, Ph.D.

Reg. No. 39,354

Signature



Date

04-12-02

CERTIFICATE OF MAILING

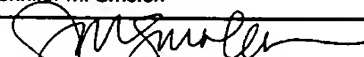
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

04-12-02

Typed or printed name

Jennifer M. Smolen

Signature

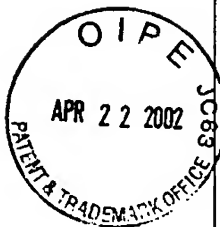


Date

04-12-02

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

SE 5012501 v1



I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Asst. Commissioner for Patents, Washington, D.C. 20231 on April 12, 2002

By: [Signature]

COPY OF PAPERS
ORIGINALLY FILED

PATENT

Attorney Docket No. 020862-000110US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

ANDREW HOLMAN

Application No.: 10/091,744

Filed: March 5, 2002

For: ADMINISTRATION OF SLEEP
RESTORATIVE AGENTS

Examiner: Unassigned

Art Unit: 1614

**RESPONSE TO NOTICE
TO FILE MISSING PARTS**

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Notice to File Missing Parts of Application dated March 26, 2002, enclosed herewith are the following to be made of record in the above-identified patent application:

- (1) Declaration and Power of Attorney;
- (2) Copy of the Notice to File Missing Parts

The Commissioner is hereby authorized to charge the following fees:

Missing Parts Surcharge..... \$ 65.00

TOTAL FEES TO BE CHARGED.....\$ 65.00

Please direct any communications regarding this matter to the undersigned attorney of record. The Commissioner is hereby authorized to charge any additional fees under 37 CFR §1.17 associated with this paper or during the pendency of this application, to Townsend and

Andrew Holman
Application No.: 10/091,744
Page 2

PATENT

Townsend and Crew Deposit Account No. 20-1430. Two copies of this sheet are enclosed for accounting purposes.

Respectfully submitted,

Dated: 4/12/2002

By: Mark G. Sandbaken
Mark G. Sandbaken, Ph.D.
Reg. No. 39,354

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, CA 94111
Tel.: (206) 467-9600
Fax: (415) 576-0300

SE 5012500 v1

APR 22 2002

COPY OF THIS
ORIGINALLY FILED

Page 1 of 1



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/091,744 | 03/05/2002 | Andrew Holman | 020862-000110US |

CONFIRMATION NO. 8465

20350
TOWNSEND AND TOWNSEND AND CREW, LLP
TWO EMBARCADERO CENTER
EIGHTH FLOOR
SAN FRANCISCO, CA 94111-3834

FORMALITIES LETTER



OC000000007720863

Date Mailed: 03/26/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

04/23/2002 SMINASS1 00000065 201430 10091744

FILED UNDER 37 CFR 1.53(b)

01 FC:205 65.00 CH

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE